

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SECOND DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 9635 of 2004

Between:

B.Rajamani W/o Sri B.Laxman Rao
H.No.3-5-634, Narayanaguda, Hyderabad

..... PETITIONER

AND

- 1 Municipal commissioner, Municipal Corporation of Hyderabad,
Hyderabad
- 2 Assistant commissioner MCH, Narayanaguda Circle, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Mandamus, or any other appropriate writ, order or direction declaring the action of the respondents in refusing to accept the plans by insisting for production of TSLR Certificate in respect of H.No.3-6-634, Vittalvadi, Narayanaguda, Hyderabad as illegal, arbitrary and without jurisdiction.

Counsel for the Petitioner:MR.C.NAGESWARA RAO

Counsel for the Respondents: MR.G.RAMA RAO, S.C. for M.C.H.

The Court at the admission stage made the following ORDER:

Heard learned counsel for both the parties.

This writ petition is filed seeking a *mandamus* declaring the action of the respondents in refusing to accept the plans by insisting for production of TSLR Certificate in respect of H.No.3-6-634, Vittalvadi, Narayanaguda, Hyderabad as illegal and arbitrary.

Learned counsel for the petitioner submits that the petitioner already made an application to the Deputy Director, Survey and Land Records, Hyderabad for issuance of T.S.L.R. certificate and on receipt of the said certificate, the petitioner will submit a fresh application to the respondents seeking permission for construction of the house.

If that be the case, on petitioner making an application to the respondents, enclosing T.S.L.R. certificate, the respondents shall not insist him for 'No Objection Certificate' and shall process the said application for grant of building permission and pass appropriate orders in accordance with law.

The writ petition is accordingly disposed of.

02.11.2004

ksld

To

- 1 Municipal commissioner, Municipal Corporation of Hyderabad,
Hyderabad
- 2 Assistant commissioner MCH, Narayanaguda Circle, Hyderabad
- 3 Two CD copies.